PTO/SB/21 (08-03)

Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/622,893 Filing Date TRANSMITTAL July 17, 2003 First Named Inventor **FORM** Chong-Sheng YUAN Art Unit 1646 (to be used for all correspondence after initial filing) **Examiner Name** Not Yet Assigned Attorney Docket Number 16 + 1Total Number of Pages in This Submission 466992001300 CD ENCLOSURES (Check all that apply) After Allowance Communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to Group Amendment/Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please Extension of Time Request Terminal Disclaimer identify below): 1) Response to Notice to Comply with Express Abandonment Request Request for Refund Requirements for Patent Applications Containing Nucleotide Sequence and/or Information Disclosure Statement CD, Number of CD(s) Amino Acid Sequence Disclosures 1 (3 pages) 2) Copy of each Notice to Comply with Certified Copy of Priority Requirements for Patent Applications Document(s) Containing Nucleotide Sequence, etc. dated 1/21/04 & 1/23/04 - (4 pages) 3) Sequence Listing - (8 pages) 4) Return Receipt Postcard Remarks Response to Missing Parts/ Incomplete Application **CUSTOMER NO. 25225** Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm **MORRISON & FOERSTER LLP**

IVIAICIT 2	
	espondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 272143358 US,
in an envelope addressed to date shown below.	: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the
Dated: March 32, 200	04 Signature: (L) (Diane Blevins)

Signature:

Individual name

Signature

Date

Peng Chen - 43,543



CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EV 272143358 US

Date of Deposit: March 2 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450,

Alexandria, VA 22313-1450.

Diane Blevins

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Chong-Sheng YUAN et al.

Serial No.:

10/622,893

Filing Date:

July 17, 2003

For:

METHODS AND COMPOSITIONS FOR

DETERMINATION OF GLYCATED

PROTEINS

Examiner: Not Yet Assigned

Group Art Unit: 1646

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to a Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures mailed January 21, 2004, for which a response is due Sunday, March 21, 2004. Accordingly, this response is timely filed. Applicants point out that an identical Notice To Comply was also mailed on January 23, 2004, for which an additional response is not required.

Please enter the following substitute Sequence Listing and remarks:

In the Sequence Listing:

Please replace the paper copy and the computer-readable form (CRF) copy of the Sequence Listing previously submitted for this application, with the substitute sheets of the sequence listing, pages 1-8, and the CRF copy submitted herewith.

REMARKS

Due to errors found in the previously submitted sequence listing, applicants submit herewith a substitute paper copy of the sequence listing, pages 1-8, and substitute CRF copy of the sequence listing, in compliance with 37 C.F.R. §1.821(c), and §1.825(a) and (b). The substitute sheets of the sequence listing and the CRF copy submitted herewith, in accordance with 37 C.F.R. §1.825(a) and (b), respectively, are the same and contain no new matter. Accordingly, entry of the substitute Sequence Listing into the above-captioned case is respectfully requested.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 466992001300. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Respectfully submitted,

Dated: March 22, 2004

By:

Vate 4. Munael Peng Chen

Registration No. 43,543

Morrison & Foerster LLP 3811 Valley Centre Drive

Suite 500

San Diego, California 92130-2332

Telephone: (858) 720-5117 Facsimile: (858) 720-5125



25225

SUITE 500

United States Patent and TR

3/24/04

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Dox 1450 Alexandria, Virginia 22313-1450 www.uspio.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/622,893

MORRISON & FOERSTER LLP

3811 VALLEY CENTRE DRIVE

SAN DIEGO, CA 92130-2332

07/17/2003

Chong-Sheng Yuan

466992001300

CONFIRMATION NO. 5005

FORMALITIES LETTER

OC000000011730356

Date Mailed: 01/21/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of
the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as
indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a
substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content
of the sequence listing information recorded in computer readable form is identical to the written (on paper
or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR
1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

(128104 CC: Suson Lynch Po

3 þ

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vingnia 22313-1450 www.usplo.gov

APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/622,893

07/17/2003

Chong-Sheng Yuan

466992001300

25225 MORRISON & FOERSTER LLP 3811 VALLEY CENTRE DRIVE SUITE 500 SAN DIEGO, CA 92130-2332

CONFIRMATION NO. 5005 FORMALITIES LETTER OC000000011756444*

Date Mailed: 01/23/2004

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE **DISCLOSURES**

Filing Date Granted

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

· A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

4.6

Customer Service Center

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE